

## NEPA References

### 12.1 Who to Ask About NEPA in Reclamation

There will be many times when NEPA compliance requirements and procedures are not clear. When questions arise, this NEPA Handbook should be consulted first. If a course of action is still not clear, regional, Denver, and Washington environmental staff, as well as the Solicitor and OEPC, are available for further assistance.

#### 12.1.1 Responsibilities for NEPA Compliance

- *Commissioner.*—Responsible for NEPA compliance for Reclamation activities.
- *Regional Directors.*—Fully responsible to the Commissioner for integrating NEPA compliance activities in their regions.
- *Area Managers.*—Responsible for proper application and implementation of NEPA for activities in their areas.
- *Employees.*—Reclamation's NEPA compliance program is very important, but it cannot be successful without employees' full participation. It is impossible for managers to keep track of all NEPA activities by themselves. Each employee must take responsibility if Reclamation is going to fulfill NEPA purpose and policy. If an employee thinks an activity is being conducted without NEPA compliance or an environmental commitment is being forgotten, he/she should not just ignore the situation but should report it to appropriate area, regional, or Denver environmental staff for resolution. Employee input is important and necessary. Also, training officers and supervisors can be asked about other available NEPA training opportunities.

### 12.1.2 Sources of Information

NEPA of 1969, as amended (P.L. 91-190, 42 U.S.C. 4321-4347).

*CEQ Regulations*, Executive Office of the President (40 Code of Federal Regulations, Parts 1500-1508, last revised, 1992).

Reclamation's *NEPA Handbook*, as revised.

*Reclamation Manual*. Department of the Interior, Part 516.

Mandelker, D.R. 1991. *NEPA Law and Litigation*. Clark Boardman Callaghan, New York (yearly revisions available).

CEQ and EPA. 1989. *NEPA: Today's Law for the Future*. Proceedings of 20th Anniversary Conference.

*Environmental Awareness Resource Book*. 1985. Reclamation, Upper Colorado Region.

Council of Environmental Quality  
Executive Office of the President  
722 Jackson Place NW  
Washington DC 20503  
<http://ceq.eh.doe.gov/>

*Economic and Environmental Principles and Guidelines for Water and Related Land Resources Implementation Studies*. 1983. U.S. Water Resources Council.

*Environmental Considerations in Water Resource Planning and Development*. 1991. Reclamation.

*Facts About NEPA*. 1989. U.S. Environmental Protection Agency.

Construction Inspector Training, *Environmental Concerns*. 1989. Reclamation.

*Environmental Justice: Report To The President On Executive Order 12898*. April 11, 1995.

Environmental Compliance Memorandum No. PEP ECM95-3. Office of the Secretary. May 30, 1995.

Indian Trust Assets. Memorandum from Commissioner dated November 29, 1993.

CEQs NEPANET, at <http://ceq.eh.doe.gov/nepa/nepanet.htm>, provides copies of all CEQ guidance on NEPA as well as lists of recently filed EISs, summaries of recent NEPA court cases, and other environmental information.

## 12.2 Source Material Attached

The following NEPA-related laws, regulations, and guidelines are attached:

National Environment Policy Act

CEQ Regulations Implementing NEPA (40 CFR 1500) and appendices I, II, and III

*CEQ's Forty Questions Most Frequently Asked*

CEQ Scoping Guidance

CEQ Guidance Regarding NEPA Regulations

CEQ Memorandum, Pollution Prevention and the National Environmental Policy Act, January 12, 1993

CEQ Guidance on NEPA Analyses for Transboundary Impacts (July 1, 1997)

Summary of Related Environmental and Cultural Resources Law, Rules, and Regulations

EO 11990 - Wetlands

EO 11988 - Floodplains

EO 12114 - Environmental Effects Abroad of Major Federal Actions

EO 12898 - Environmental Justice

EO 13007 - Indian Sacred Sites

EO 13112 - Invasive Species

SO 3206 - American Indian Tribal Rights, Federal-Tribal Trust Responsibilities, and the Endangered Species Act

Indian Trust Asset Policy and Guidance

Departmental Manual 516, and Appendix 9 (Bureau of Reclamation)

Environmental Protection Agency's Official Filing Procedures

Environmental Protection Agency's Special Directions on How to File an EIS

Environmental Protection Agency's Wetland Banking Policy (November 1995)

Environmental Statement Memorandum No. ESM 98-2

List of Other Useful Documents